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OFFICE OF PETITIONS

In re Application of :
CAROLYN BATTS-GOWINS :
Application No. 10/718,437 :
Filed: 11/20/2003 :
Title: PORTABLE AC POWER SUPPLY :
WITH MULTIPLE USES :

DECISION ON PETITION

This is a decision on the petition, filed December 12, 2006, which is being treated as a petition under 37 CFR 1.181 to withdraw the holding of abandonment for the above-identified application. The petition was recently received in the Office of Petitions for a decision on the merits. The Office apologizes for any inconvenience.

On May 5, 2005, the Office mailed a nonfinal Office Action, which set a three-month shortened statutory period for reply. In the absence of a timely filed response, the application was held abandoned on August 6, 2005. A Notice of Abandonment was mailed on November 29, 2005.

In the petition, the practitioner asserted that she did not receive the nonfinal Office action because the USPTO mailed the Office action to an incorrect correspondence address. The practitioner stated that on October 12, 2004, she submitted a change of correspondence; however, the USPTO did not correctly enter the address in the record.

A review of the record indicates that the Office incorrectly entered the change of correspondence address in the record. Consequently, the nonfinal Office action was mailed to the wrong address. Therefore, the practitioner established that she did not receive the nonfinal Office action of May 5, 2005.

The petition under 37 CFR 1.181 is **GRANTED**. The holding of abandonment is hereby withdrawn and the application will be restored to pending status.

The Office has corrected the correspondence address and made it of record. Additionally, the Office acknowledges the reply submitted on December 12, 2006, with the petition.

This matter is being forwarded to Technology Center AU 2838 for action on the reply filed on December 12, 2006.

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3211.

C. T. Donnell

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Office of Petitions